

CIVIL DOCKET

UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

TITLE OF CASE	ATTORNEYS						
<p>CHARLES C. BAKER and DOROTHY BAKER, husband and wife and next of friends of CHARLES C. BAKER, JR., and LINDY BAKER, minors, DEBBIE HENDERSON, a single person, HERBERT SCOTT, WINFIELD SCOTT, EVIS and SHIRLEY HARVILL, husband and wife, WAYNE and SHIRLEY RAKE, husband and wife, ROMAN E. and CAROLYN L. WARD, husband and wife, JAMES W. and MARYBELLE CASEBEER, husband and wife, ZEDDIE A. and AUDREY CANNON, husband and wife, and all other parties similarly situated along or near TRANSOK PIPELINE COMPANY, an Oklahoma Corporation, right-of-way transmission pipeline from Ames, Oklahoma, jto Oologah, Oklahoma, all within the State of Oklahoma, especially located in Washington and Rogers Counties,</p> <p>vs.</p> <p>CENTRAL AND SOUTH WEST CORPORATION, a foreign corporation, doing business in the State of Oklahoma, PUBLIC SERVICE COMPANY OF OKLAHOMA, an Oklahoma Corporation, WILLIAMS BROTHERS ENGINEERING COMPANY, a corporation doing business within the State of Oklahoma, R. H. FULTON, INC., a foreign corporation, doing business within the State of Oklahoma, PANHANDLE CONSTRUCTION COMPANY, INC., a foreign corporation doing business within the State of Oklahoma, UNITED STATES STEEL CORPORATION, a foreign corporation, doing business within the State of Oklahoma, CONAM INSPECTION COMPANY, INC., doing business within the State of Oklahoma, MOODY ENGINEERING COMPANY, a foreign corporation with principal offices in Pittsburgh, Pennsylvania, THE KENDALL COMPANY, a foreign corp. dbwithin the State of Okla., and TRANSOK PIPELINE COMPANY, an Okla. Corp.</p>	<p>For plaintiff:</p> <p>Gerald E. Kamins 217 West 5th Street Tulsa, Oklahoma 74103</p> <p>For defendant:</p> <p>William C. Anderson (^{Public}Moody Eng.) 1200 Atlas Life Bldg. Tulsa, Okla. 74103 (585-5541)</p>						
<p>STATISTICAL RECORD</p>	<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th style="width:25%;">NAME OR RECEIPT NO.</th> <th style="width:15%;">REC.</th> <th style="width:15%;">DISB.</th> </tr> </thead> <tbody> <tr> <td>11/10 Anderson 11-16-72 C.D.No.22</td> <td>15.00</td> <td>15.00</td> </tr> </tbody> </table>	NAME OR RECEIPT NO.	REC.	DISB.	11/10 Anderson 11-16-72 C.D.No.22	15.00	15.00
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11/10 Anderson 11-16-72 C.D.No.22	15.00	15.00					
<p>J.S. 5 mailed 12-1-72</p> <p>J.S. 6 mailed 4-1-76</p> <p>Basis of Action: money judgment for damages due to placement of pipeline and injunction thereof</p> <p>Action arose at: Rogers County, Okla.</p>	<p>Clerk</p> <p>Marshal</p> <p>Docket fee</p> <p>Witness fees</p> <p>Depositions</p>						

DATE	PROCEEDINGS	Date Order or Judgment Noted
11-10-72	Petition for removal from District Court of Rogers, Cty., filed. rm	
11-10-72	Bond for removal, filed. rm	
11-10-72	Notice of filing petition and bond by def., Paul A. Mills, d/b/a Moody Engineering Company, filed. rm	
11-15-72	Acknowledgment of the Clerk of Dist.Ct., Rogers County, State of Okla, of receipt of copy of petition for removal, etc. fld. r	
11-15-72	Deft. Paul A. Mills d/b/a Moody Eng. Co., Motion to Dismiss, filed. r	
11-15-72	Deft's Brief in support of Motion to Dismiss, filed. r	
11-21-72	Motion of defs. Central & SW Corp., Public Service, Transok and Paul Mills dba Moody Engineering, to consolidate, with brief in support thereof, filed. rm - copy to J.	
11-22-72	Reply brief in support of motion to dismiss of defts. Central & South West Corp., Public Service Co. of Okla. & Transok Pipeline Co., filed. hm	
11-21-72	Ordered by the Court that this case be transferred from J. Daugherty to J. Barrow. (FD-J)r (letter written to attys)	
11-28-72	Order consolidating, filed, that motion to consolidate is sustained, and this case, 72-C-338 & 72-C-335 are consolidated with 72-C-334. (AEB-J)hm (copies mailed)	
<i>Post all entries to 72-C-334</i>		
3-9-76	Findings of Fact and Conclusions of Law, filed & entered. (AEB-J)k	
3-9-76	Orders and Judgment of Dismissal, filed & entered. Ordered that: (1) Pltfs' mots. to remand are denied; (2) pltfs' appl. for leave to file amended petition, Dist. Court of Rogers County - Further leave to file Amendment to Petition Herein is sustained; (3) mots. to dismiss of defts. U. S. Steel Corp., Public Service Co. of Okla., Trnasok Pipeline Co., Central and South West Corp., Panhandle Construction Co., Paul A. Mills, individually, d/b/a Moody Engineering Co., & the Kendall Co., all of which mots. have been adopted by deft. R. H. Fulton, Inc., and which have been considered, by agreement of counsel, as being directed to pltfs' petition, as amended by Amendment to Petition, are sustained; (4) F&R of Mag. are sustained (except as modified herein or in F/F & C/L), and pltfs' objs. to F&R are overruled; and (5) action is dismissed as to all defts. w/ prejudice to re-filing so long as the Findings and Order of the Corporation Commission of the State of Oklahoma entered in Cause No. 24319, now on appeal in Case No. 45994 before Okla. Supreme Court, remain in full force & effect, and are not altered in any material respect pertaining to the basic findings that the pipeline is safe, properly designed and constructed in substantial compliance w/ applicable safety standards & regulations. (AEB-J)k cps mld	
3-15	Amended Conclusions of Law & Amended Judgment of Dismissal, fld. & ent. (AEB-J)v	-cps. mld.